

THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 05-1026-US)

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| In re Application of: |) | |
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| Vernon et al. |) | Group Art Unit: 1617 |
| |) | |
| Serial No.: 10/527,543 |) | Examiner: S. Hui |
| |) | |
| Filed: January 18, 2006 |) | |
| |) | Conf. No.: 7174 |
| For: Method For Sterilization Using |) | |
| In Situ Gelling Materials |) | |

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO THE OFFICE ACTION MAILED JUNE 11, 2009

Box Response
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-14501

Dear Sir:

Please consider the following remarks in response to the Office Action mailed June 11, 2009.

ELECTION OF SPECIES

In response to the species election requirement made, to which the claims will be limited if no generic claim is finally held allowable. Applicants herewith elect:

- (a) Pentaerythritol-tetrakis (3-mercaptopropionate) ("QT") as the elected species for the nucleophilic component. All of the claims read upon the elected species; and
- (b) Poly(ethylene glycol) diacrylate ("PEGDA") as the component containing a conjugated unsaturated bond. All of the claims read upon the elected species.

As noted in the office action, upon allowance of a generic claim, Applicant will be entitled to consideration of claims to additional species which are written in dependent form to otherwise include all the limitations of an allowed generic claim.

If there are any questions about this response, the Patent Office is invited to contact the below-signed attorney at 312-913-2106.

Respectfully submitted,

McDonnell Boehnen Hulbert & Berghoff

Dated: 7/13/09

By: /David Harper/
David Harper
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